

**AUTHORIZATION FOR THE APPROVAL OF LOAN
AND FINANCING, OF A WATER PUMP FOR
PUBLIC WORKS WATER DIVISION**

CITY OF BURLINGTON

In the year Two Thousand Fourteen

Resolved by the City Council of the City of Burlington, as follows:

WHEREAS, utilizing Federal Safe Drinking Water Act (the “Act”) funding, the state of Vermont Department of Environmental Conservation (herein called “the State”) has made nearly 20 Million dollars available to fund capital improvements that improve public health protection and facilitate compliance with the Act through the State’s Water Supply Drinking Water Revolving Loan Program (the “Program”); and

WHEREAS, the Water Division of the Department of Public Works was awarded eligibility under the Program to replace an inoperable 500 HP finished water pump with a smaller, high efficiency, variable frequency drive controlled 400 HP pump (the “Project”); and

WHEREAS, Article 74 (§3-225) of the Burlington City Charter authorizes the city council to make all necessary repairs, extensions or improvements to the city water works and water pollution control plants and to pledge the credit of the city to incur obligations to be paid in installments over a period of years to pay the cost of such improvements; and

WHEREAS, the City Council found and determined that the interest of the City and the general public interest and necessity require that the afore-described pump replacement improvement be made and authorized the Department of Public Works Director, or his designee to complete the Construction Loan Application for Drinking Water Revolving Loan Funds under 24 V.S.A. Chapter 120 and to apply to the Vermont Municipal Bond Bank (the “Bank”) for financing;

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Burlington, Vermont, as follows:

The City accepts the terms of the Approval of Loan Application from the State and shall borrow an amount of not to exceed \$260,000.00 from the Bank (the “Loan”), for the purpose of purchasing a high efficiency water pump. The Loan shall be primarily payable from the receipt of revenues of the water division, shall not be a general obligation of the City, and shall mature within 20 years from the date it is extended to the City.; and

The Mayor, Chief Administrative Officer and Assistant Chief Administrative Officer for Finance are, and each one of them is, hereby authorized and empowered to execute and deliver (i) a loan agreement with the Bank to evidence the Loan and the repayment thereof, (ii) a bond, promissory note or notes in the principal amount of the Loan, (iii) such documents and instruments as the Bank may request in connection with the Loan, in such form and with such terms as they deem necessary and in the City’s best interest, and (iv) such other documents and instruments necessary or convenient in connection with the Loan.